

STEVEN J. SIBLEY (SBN 152365)  
DINAPOLI & SIBLEY  
Ten Almaden Boulevard, Suite 1250  
San Jose, CA 95113-2271  
Telephone: (408) 999-0900  
Facsimile: (408) 999-0191  
e-mail: sjs@dslaw.net

Proposed Attorneys for Debtor

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

EAGLE CASTLE WINERY, LLC.,  
Debtor

Case No. 12-55056 SLJ  
Chapter 11

**EX PARTE APPLICATION TO EXTEND  
THE TIME FOR FILING DEBTOR'S  
SCHEDULES AND STATEMENT OF  
FINANCIAL AFFAIRS**

[NO HEARING REQUESTED]

EAGLE CASTLE WINERY LLC ("Debtor") hereby requests additional time to complete and file its schedules and statement of financial affairs. In support thereof, the Debtor respectfully represents the following:

1. On July 6, 2012, the Debtor filed its Voluntary Petition for relief under Chapter 11 of the Bankruptcy Code. The debtor operates a winery, tasting room and ballroom. The winery is located in San Luis Obispo County, California

2. The Petition was filed in this District on an "emergency" basis, without a Statement of Financial Affairs and Schedules.

3. Pursuant to Fed. R. Bank Pro. 1007, the Debtor is required to file its Schedules and Statement of Financial Affairs on or before July 20, 2012.

4. Good cause exists to extend the filing deadline. The filing occurred to stop a notice of trustee sale set for 11:00 a.m. July 6, 2012. The filing occurred in this District, though the debtor's principal assets are located in the Central District of California. The Debtor filed

EX PARTE APPLICATION TO EXTEND  
FILING DEADLINE

Case No. 12-55056 SLJ

1 an ex parte application to change venue on or about July 9, 2012. This Court denied the  
2 application without prejudice, requiring the debtor to file a list of creditors to allow notice of the  
3 bankruptcy filing before the court considers a change of venue. The debtor is filing its list of  
4 creditors and twenty largest unsecured creditors concurrently with this Application.

5 5. In addition, debtor's proposed counsel, Steven J. Sibley, will be away from the office  
6 from July 19 through July 27, 2012, returning to the office July 30, 2012. The debtor estimates  
7 it will take until Friday, August 10, 2012 to fully and accurately prepare the Schedules and  
8 Statement of Financial Affairs and file them with the court.

9 6. No previous application has been made by the Debtor for an extension of time to  
10 file its Schedules and Statement of Financial Affairs.

11 7. As required by Fed. Rule of Bank. P. 1007(c), this Application has been served  
12 upon the Office of the United States Trustee, all unsecured creditors (there are less than twenty  
13 unsecured creditors) upon all parties requesting special notice.

14 WHEREFORE, Debtor prays for an Order extending the debtor's deadline to August 10,  
15 2012, to file its Schedules and Statement of Financial Affairs.

16

17 Dated: July 17, 2012

DINAPOLI & SIBLEY

18

19

By: /s/ Steven J. Sibley  
STEVEN J. SIBLEY, Proposed  
Attorneys for Debtor  
EAGLE CASTLE WINERY, LLC

20

21

22

23

24

25

26

27

28

EX PARTE APPLICATION TO EXTEND  
FILING DEADLINE

Case No. 12-55056 SLJ